

01/18/2008 17:42 FAX 740 354 1144

Congresswoman Schmidt

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**JEAN SCHMIDT**MEMBER OF CONGRESS  
SECOND DISTRICT, OHIOTRANSPORTATION AND  
INFRASTRUCTURE COMMITTEE  
AGRICULTURE COMMITTEE**Congress of the United States  
House of Representatives**

Washington, DC 20515-3502

January 18, 2008

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WASHINGTON, DC 20515  
(202) 225-3184  
(800) 784-63688044 MONTGOMERY ROAD  
CINCINNATI, OH 45236  
(513) 791-0381601 CHILlicothe STREET  
PORTSMOUTH, OH 45662  
(740) 354-1440  
(877) 354-1440www.house.gov/schmidt  
jschmidt@mail.house.gov

Mr. Charles L. Engebretsen  
Associate Administrator of Congressional and Intergovernmental Relations  
Environmental Protection Agency  
1200 Pennsylvania Avenue NW  
Washington, DC 20004-2403

Dear Charles:

My office has been contacted by Mr. Michael V. Migyanko of Pike County, Ohio. He is the president of Pike Sanitation in Pike County. His company also operates a fully approved Subtitle D landfill near Waverly, Ohio.

There is currently a CERCLA project under operation in Pike County where wood chips and sawdust are being removed. It seems that these materials are being hauled into another county, which causes a significant amount of income loss for his local business and the county government.

Mr. Michael Migyanko reports to us that he contacted Region 5 of the USEPA and filed the information necessary to be approved for their landfill to receive these CERCLA waste. The agency contact is William Damico in Chicago.

Mr. Migyanko filed the paperwork with your agency on November 19, 2007. We would appreciate the USEPA's review of this matter. In the meantime, don't hesitate to contact my district representative, Stephen Caraway at 740-354-1440 or 601 Chillicothe Street, Portsmouth, Ohio 45662.

Sincerely,



Jean Schmidt  
U.S. Representative

JS/sc

**ENCLOSURE** ①

US EPA RECORDS CENTER REGION 5



416461

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Congresswoman Schmidt

001

**JEAN SCHMIDT**  
MEMBER OF CONGRESS  
SECOND DISTRICT OHIO  
  
TRANSPORTATION AND  
INFRASTRUCTURE COMMITTEE  
AGRICULTURE COMMITTEE

**Congress of the United States**  
**House of Representatives**  
Washington, DC 20515-3502

235 CANNON HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515  
(202) 225-3164  
(800) 784-6386

8044 MONTGOMERY ROAD  
CINCINNATI, OH 45236  
(513) 781-0381

601 CHILlicothe STREET  
PORTSMOUTH, OH 45662  
(740) 354-1440  
(877) 354-1440

www.house.gov/schmidt  
jeanschmidt@mail.house.gov

Fax Cover Sheet

**Congresswoman Jean Schmidt**

601 Chillicothe Street

Portsmouth, Ohio 45662

Fax Number (740) 354-1144

Phone Number (740) 354-1440

DATE:

1/18/08

TO:

CHARLES ENGEBRETSEN

FAX NO:

202-501-1519

NO. OF PAGES INCLUDING THIS SHEET:

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FAX ☐ Jean Schmidt☐ Teresa Lewis, Caseworker☒ Stephen Caraway, Field Representative

NOTES:

Please contact us  
with questions.

Stephen Caraway

01/18/2008 17:42 FAX 740 354 1144

Congresswoman Schmidt

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01/18/2008 12:13 FAX 740 354 1144

Congresswoman Schmidt

@002

To: Congresswoman Jean Schmidt  
Second Congressional District of Ohio  
601 Chillicothe Street  
Portsmouth, Ohio 45662

DATE: 1/18/2008

As a result of the Privacy Act of 1974, I wish to grant you my permission to initiate an inquiry regarding my questions for the following federal agency:

USEPA Region 5  
(Name of Federal Agency)

NAME (please print) PIKE SANITATION INC, MICHAEL LY MIGYANKO

SIGNATURE Michael Migyanko President

STREET ADDRESS: 123 S. Lock St.

CITY: Waverly STATE: Ohio ZIP: 45690

PHONE TELEPHONE: 740-947-4200 Cell: 740-222-1275

SOCIAL SECURITY NUMBER (if applicable):

MILITARY ID NUMBER (if applicable):

ALIEN OR IMMIGRATION RECEIPT NUMBER (if applicable):

Note: It is necessary that you write a brief description of your request on this privacy release form. Please feel free to provide any additional information, if available, that supports your request.

I am a lifetime resident of Pike County and president of Pike Sanitation, Inc. Our company, a family owned corporation, collects wastes throughout Pike and other southern Ohio counties and also operates a fully approved Subtitle D landfill near Waverly, Ohio.

There is a CERCLA project under operation in Pike County where a very large pile of wood chips and sawdust are being removed. (Known locally as the "Miller Sawdust Pile".) These materials are now being hauled about 60 miles one way to a landfill in Jackson County. As soon as we were informed of this project we contacted Region 5 of the USEPA and on November 19, 2007 we provided them with the information they said they needed to approve our landfill to receive these CERCLA wastes. After two months we have not yet received any action from the Region 5 office. As a result, the revenues (labor and disposal fees) are leaving Pike County. This is a significant amount of income to the County as well as to the employees of Pike Sanitation. There are no good reasons why we should not be approved but we have not been able to get Region 5 to move quickly enough for Pike County to have any benefit from this project, which is inside Pike County.